

Kentucky Environmental Quality Commission

Annual Meeting

Meeting Minutes

July 24, 2006

Kentucky Dam Village
Gilbertsville, Kentucky

EQC Commissioners Present

Lindell Ormsbee, Chair
Gordan Garner, Vice Chair
Karen Deaton
Laura Knoth
Eugene Zick
Andrew Ernest

Speakers/Representatives Present

Amanda Waters, Office of the Secretary
Karen Wilson, Office of the Secretary

Commissioners not attending

Rebecca Farris

EQC Staff Present

Jo Hargis, Executive Director
Frances Kirchhoff, Executive Secretary
Johnna McHugh, Director of Operations

The Environmental Quality Commission held its annual planning meeting on July 24-25 for the purpose of setting the 2006-2007 calendar of events. Dr. Lindell Ormsbee, Chair of the Environmental Quality Commission, opened the meeting at 1:00 p.m.

The first order of business was to approve the minutes of the June 8, 2006 meeting. A motion was made by Gene Zick, seconded by Andrew Ernest and passed unanimously to approve the minutes.

Next the Commission approved action to send a letter to LaJuana Wilcher, Secretary of the EPPC. The letter will request action be made to end the transfer of Division of Waste Management's budgetary funds to the General Fund and that the Division of Waste Management evaluate the feasibility of an installation requirement for double-walled tank construction for new installations within wellhead protection areas.

Next a motion was made by Andrew Ernest, seconded by Eugene Zick, and approved unanimously that the Commission recommend adoption of the following Division of Waste Management regulation.

401 KAR 42:005	Definitions related to 401 KAR Chapter 42
401 KAR 42:011	Scope of Underground Storage Tank Program
401 KAR 42:020	UST Systems: design, construction, installation and registration
401 KAR 42:030	General operating requirements
401 KAR 42:040	UST system release detection
401 KAR 42:050	UST system release reporting, investigation and confirmation
401 KAR 42:060	UST system release response and corrective action for UST systems containing petroleum or hazardous substances

401 KAR 42:070 Out-of-service UST systems, temporary closure and permanent closure
of UST systems, and change-in-service of UST systems
401 KAR 42:072 Repeal of 401 KAR 42:071, 401 KAR 42:260 401 KAR 42:270
401 KAR 42:280 401 KAR 42:310
401 KAR 42:080 Classification of UST systems containing petroleum and listing of
associated cleanup levels
401 KAR 42:090 Financial responsibility
401 KAR 42:200 Underground storage tank system owner registration fees
401 KAR 42:250 Petroleum Storage Tank Environmental Assurance Fund
reimbursement procedures
401 KAR 42:290 Ranking system
401 KAR 42:300 Third-party claims
401 KAR 42:314 Contractor certification
401 KAR 42:316 Certification of contracting companies
401 KAR 42:330 Small Owners Tank Removal account
401 KAR 42:335 Financial audits
401 KAR 42:340 Laboratory certification
415 KAR 1:051 Repeal of 415 KAR 1:050

Next the Chair recognized Ms. Karen Wilson and Ms. Amanda Waters from the Office of the Secretary of Environmental and Public Protection Cabinet. Ms. Wilson and Ms. Waters gave a brief history of HB 746 concerning watershed improvements which did not make it out of committee. The Cabinet was searching for better ways to involve the public on watershed improvements and asking EQC to possibly initiate public involvement on watershed improvements. The Commission agreed that HB 746 was ill-conceived. The Commission suggested that Kentucky look at other states' successes. The Commission suggested that Kentucky identify local watershed groups and give citizens opportunity to become involved in managing their watersheds. The Commission suggested that Eastern Kentucky PRIDE work with watershed challenges. The Commission will consider Watershed Management as a 2007 priority in the 2006-2007 calendar of events.

Next the EQC discussed and decided the 2006-2007 meeting topics and tentative meeting dates. It was decided that topics for the upcoming year will be Watershed Management, Environment and Health issues, Recycling, and Energy.

With no further business, the meeting adjourned at 4:05 p.m.

Signed Lindell Ormsbee, Chair

Date